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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

RESPONSE TO NOTICE OF  
NON-COMPLIANT AMENDMENT

Attorney Docket Number:  
**12985/3**

Application Number  
**10/789,704**

Filing Date  
**February 26, 2004**

Examiner  
**Joseph W. Drodge**

Art Unit  
**1723**

Invention Title  
**PROCESS FOR THE CONTINUOUS RECOVERY  
OF FREE TARTARIC ACID FROM RAW  
MATERIALS CONTAINING POTASSIUM  
HYDROGENTARTRATE**

Inventor(s)  
**Dieter STEIN et al.**

Address to:

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: April 11, 2007

Signature: 

**RESPONSE TO NOTICE OF NON-COMPLIANT  
AMENDMENT UNDER 37 CFR 1.121**

SIR:

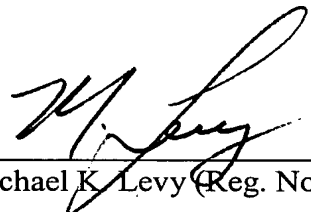
In response to the Notice of Non-Compliant Amendment mailed on April 2, 2007 in connection with the above-identified application, Applicants submit herewith a corrected, compliant Amendment. This response is timely filed within one month of the mailing date of the Notice.

It is respectfully submitted that all issues raised in the Notice of Non-Compliant Amendment have been obviated, and reconsideration is respectfully requested.

It is believed that no fees are due in connection with this Response. However, should any fees be due, the Commissioner is authorized to charge the deposit account of **Kenyon & Kenyon LLP**, Deposit Account No. **11-0600** for such fees.

Dated: April 11, 2007

By:

  
Michael K. Levy (Reg. No. 40,699)

**KENYON & KENYON LLP**  
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[12985/3]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s) : Dieter STEIN et al.  
Serial Number : 10/789,704  
Filed : February 26, 2004  
For: PROCESS FOR THE CONTINUOUS RECOVERY OF  
FREE TARTARIC ACID FROM RAW MATERIALS  
CONTAINING POTASSIUM HYDROGEN TARTRATE  
Examiner : Joseph W. Drodge  
Art Unit : 1723  
Confirmation No. : 7582

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

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Date: 4/11/07 Reg. No. 40,699  
Signature: *M. Levy*  
Michael K. Levy

**AMENDMENT**

SIR:

In response to the Office Action mailed December 16, 2006, please amend the above-captioned application as follows:

**Amendments to the Claims** are contained in the **Listing of Claims**, beginning on page 2 of this paper.

**Remarks** begin on page 5 of this paper.